IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

WAYNE BERRY, a Hawaii citizen;) Civ. No. CV03 00385 SOM-LEK
Plaintiff,) (Copyright))
) CERTIFICATE OF SERVICE
VS.)
HAWAIIAN EXPRESS SERVICE, INC., a California corporation; et al.,)))
Defendants.)))

CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing document were duly served upon the following parties via hand delivery and/or first class mail, postage prepaid, to their last known addresses on ______ 3 2006 :

LEX R. SMITH, ESQ.
ANNE E. LOPEZ, ESQ.
Kobayashi Sugita & Goda
First Hawaiian Center
999 Bishop Street, Suite 2600
Honolulu, Hawaii 96813
Attorneys for Defendant
Fleming Companies, Inc.
C&S Wholesale Grocers, Inc.,
C&S Logistics of Hawaii, LLC,
C&S Acquisitions, LLC, ES3, LLC
and RICHARD COHEN

Hand Delivered

ERIC C. LIEBELER, ESQ. DAMIAN CAPOZZOLA, ESQ. MELISSA M. DULAC, ESQ. R. OLIVIA SAMAD, ESQ. Kirkland & Ellis 777 South Figueroa Street Los Angeles, CA 90017 Attorneys for Defendant Fleming Companies, Inc.

First Class Mail, Postage Prepaid

SHELDON S. TOLL, ESO. 2000 Town Center, Suite 2550 Southfield, MI 48075 Attorney for Defendant ALIX PARTNERS, LLC

First Class Mail, Postage Prepaid

LYLE HOSODA, ESQ. 345 Queen Street, Suite 804 Honolulu, Hawaii 96813 Attorney for Defendants Mark Dillon. Brian Christensen and Teresa Noa Melvin Ponce, Alfredda Waiolama, Jacqueline Rio, and Justin Fukumoto

Hand Delivered

REX FUJICHAKU, ESQ. Bronster Crabtree & Hoshibata 1001 Bishop Street, Suite 2300 Pauahi Tower Honolulu, Hawaii 96813 Attorneys for Defendants GUIDANCE SOFTWARE, LLC and MICHAEL GURZI

Hand Delivered

WESLEY H. H. CHING, ESQ.

Hand Delivered

Fukunaga, Matayoshi, Hershey & Ching, LLC

1200 Davies Pacific Center

841 Bishop Street

Honolulu, Hawaii 96813

Attorney for Defendant

Hawaii Transfer Company, Limited

JOHN T. KOMEIJI, ESQ.

GREGORY Y.P. TOM, ESQ.

KAREN Y. ARIKAWA, ESQ.

First Hawaiian Center

999 Bishop Street, 23rd Floor

Honolulu, Hawaii 96813

Attorneys for Defendant

ALIX PARTNERS, LLC

Hand Delivered

DATED: Honolulu, Hawaii,

JAN 3 2006

TIMOTHY J. HOGAN

Attorney for Plaintiff WAYNE BERRY